

JINA L. CHOI (Admitted to the New York Bar)
SHEILA E. O'CALLAGHAN (Cal. Bar No. 131032)
ocallaghans@sec.gov
ROBERT J. DURHAM (Admitted to the New York Bar)
durhamr@sec.gov

Attorneys for Plaintiff
SECURITIES AND EXCHANGE COMMISSION
44 Montgomery Street, Suite 2800
San Francisco, California 94104
Telephone: (415) 705-2500
Facsimile: (415) 705-2501

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

vs.

MICHAEL B. FERGUSON and
TRANSACTIONS UNLIMITED,

Defendants

Case No. 4:14-cv-04188-PJH

**NOTICE OF VOLUNTARY
DISMISSAL OF DEFENDANTS
MICHAEL B. FERGUSON AND
TRANSACTIONS UNLIMITED**

1 Pursuant to Federal Rule of Civil Procedure 41(a)(1), Plaintiff Securities and Exchange
2 Commission ("Commission") hereby voluntarily dismisses with prejudice its action against
3 Defendants Michael B. Ferguson and Transactions Unlimited (the "Defendants"). Rule 41(a)(1)
4 permits a plaintiff to dismiss claims voluntarily where, as here, the opposing party has not served an
5 answer or a motion for summary judgment.

6 The Commission brought this action on September 29, 2014. (ECF No. 1). On November
7 13, 2014, the Court entered judgments by consent against the Defendants enjoining them from
8 violating certain provisions of the federal securities laws, and ordering them to pay disgorgement and
9 prejudgment interest on a joint-and-several basis. (ECF Nos. 16 & 17). The Commission now
10 voluntarily dismisses with prejudice the remaining claims for civil monetary penalties against the
11 Defendants, concluding this action.

12
13 Dated: February 18, 2016

Respectfully submitted,

14
15 /s/ Robert J. Durham

16 Robert J. Durham

Attorney for Plaintiff

17 SECURITIES AND EXCHANGE COMMISSION
18
19
20
21
22
23
24
25
26
27
28